

## HAWTHORNE MAN GAVE IDEA FOR EXPERT REPORT

Morton Said in Letter Pro-  
fessor Was Quick to  
"Catch On."

## MINE "TOOK HIS BREATH"

Assay Expert Repeats Opinion  
That Wilbur Property  
Was Worthless.

Intimate correspondence between Dr. William Morton and Albert Freeman, who together with Julian Hawthorne and ex-Mayor Josiah Quincy are charged by the Government with using the mails to defraud, was read to the jury at yesterday's session of their trial.

Dr. Morton wrote chiefly about R. C. Harris, a former professor of mining engineering in the Royal Military College, Kingston, Ont., who examined the property of the Hawthorne Silver and Iron Mines, Ltd., at Wilbur in 1910 at the request of the defendants. Describing Mr. Harris's visit Dr. Morton wrote from Wilbur under date of August 19, 1910, said in part:

"Prof. Harris arrived at Wilbur at 3 o'clock. I took him at once in hand for a hurried view over the entire property and also took him underground. He was very quick to catch on. He seemed to be a fairly experienced miner with the mine property of the body of ore here."

He said it was "absolutely" that of a "Concentrated" ore. "It takes my breath away," he said, "and I am sure I am familiar with the Drummond Mine, which is stated to have the greatest deposit of good ore in Canada, but your deposits of ore are apparently to me far surpass the Drummond." Mr. Drummond himself stated to me that he held the property at a value of \$2,000,000, what then must yours be worth?"

Mr. Morton said he will make an excellent report.

Writing again the next day Dr. Morton said to Mr. Freeman:

"I drew up for him a careful memorandum, embodying all the ideas as to what you wanted from him and have placed it before him. He has agreed to do it. From my talk with him just now I believe he will give us a very big bonanza. He cannot understand how a great body of ore like this has passed unnoticed, comparatively speaking, until we took it up. These letters were put in evidence by United States Attorney Dorr and C. A. Thompson. Benedict Crowell, a mining engineer of Cleveland, whose testimony took up the greater part of Thursday's session, was on the stand. He repeated his assertion that the Wilbur property, which he examined as an assay expert, was worthless for mining purposes."

Crowell testified that he from three specimens taken from different dumps on the Wilbur property and assayed under his direction had yielded respectively 31.59 per cent. of iron, 12.65 per cent. and 46.60 per cent. of iron. Mr. Crowell said that he had taken these specimens on a three day trip to Wilbur. Thomas W. Proctor, counsel for Mr. Freeman, questioned the witness to show that he had taken a sample for assaying on the second day that was obviously of poorer quality because the first day's sample had shown too much iron to suit him. The witness said he did not remember which sample he gathered on which day.

The trial will be resumed on Monday morning at 10:30 o'clock.

A. W. Ferrin, publisher of *Moody's Magazine*, a witness called by the Government in the trial last week, asks THE SUN to correct the impression that his publication was one of several mining journals that published eulogistic articles about Hawthorne's Tennessee Cobalt properties. He said yesterday: "The fact is that I was called by the Government to identify an article in *Moody's Magazine*, written by our regular Montreal correspondent, from which the Hawthorne people had taken a reprint. I used extracts favorable to Kerr Lake, La Rose, Nipissing and Conques, the big Cobalt properties, but had omitted the remainder of the article, which strongly advised investors against having anything to do with the smaller Cobalt mines. The article was properly understood by the Government and was introduced in evidence solely to show that the defendants had misled the public by a reputable financial publication, making it appear that this publication was endorsing Cobalt mines. In fact we have never published anything favorable to the Hawthorne properties. In which we have never had any communications with the defendants. I had never seen until I appeared as a witness in this case. The only question asked me was: Did I identify the copy of the magazine which had been put in evidence. I was then excused."

## WAR ON PUBLIC SCHOOL FRILLS

Superintendent Ella Flagg Young of Chicago Stands Up for Them.

CHICAGO, Dec. 20.—Members of the school management committee of the Board of Education of Chicago want no "educational fads and frills" taught in the public schools. They are for going back to the "homely studies" of our fathers. Mrs. Ella Flagg Young, Superintendent of Schools, favors manual training, domestic science, physical culture and such things.

The committee passed a resolution last night abolishing almost everything but reading, writing, arithmetic, spelling, grammar, American history and geography. To-day Mrs. Young started a campaign to have the resolution thrown out by the larger board.

The continued teaching of cooking, sewing, bookbinding, rattan work, clay modelling and similar things is at stake. Many of these features have been introduced by Mrs. Young.

## POINTS OUT WRONG BROTHER.

Drew of Erectors Association Must Pay Davenport \$1,000.

Walter Drew, executive officer of the National Erectors Association, who was active before the arrest of the McNamara brothers in trying to run down the dynamiting ironworkers, must pay \$1,000 to James P. Davenport, an ironworker, because he caused the arrest of Davenport by mistake. The court reduced a verdict of \$2,000 awarded to Davenport by a jury.

The Grand Jury at Ashtabula, Ohio, indicted Stephen Drew for felonious assault. The Governor of New York issued a warrant for extradition and Drew caused the plaintiff to be identified as his brother, Steve, and to be held until a telegram came from Ohio saying that the man arrested was not Steve, but James Davenport.

Two judges voted to set aside the verdict on the ground that there was no evidence that Drew did anything but communicate to the police, in good faith, evidence he believed.

## PAID \$50,000 FOR \$2,000 BOOKS.

Mrs. Crombie Thought Scott Sold Her C. W. Morse's Library.

Mrs. Annverette N. Crombie testified in the Tombs court yesterday against William H. Scott, whom she accused of selling 154 volumes of books which she alleged were worth the \$50,000 she paid for them, but which experts appraised at \$2,000. The magistrate inquired part of the evidence and then adjourned the case to January 13, to be heard in the "seclusion of the District Attorney's library, more agreeable to all concerned."

Mrs. Crombie said that Sam Rosenfeld had first called to talk books at her apartments at Broadway and 113th street in October, 1909, and how the conversation had switched to Mr. Scott, dealer in valuable books.

"He told me Mr. Scott was an intimate friend of Mr. C. W. Morse, then in prison, and he said that for \$19,575 I could get his valuable books, already sold to a buyer on the Pacific coast for \$75,000. The ready money was to help Morse with his defence, Rosenfeld said, and I was to receive a share in the profit of the sale."

In the presence of Mr. Rosenfeld she said she telephoned to Scott and the next day he appeared. Succeeding men and books made the amount approximately \$50,000.

"The rare and wonderful volumes" strewn about the table for attendants to thumb over are highly colored and packed with assorted illustrations.

## NO REPLY YET TO RAILROAD FIREMEN'S LATEST DEMANDS

Employers Will Make Known Their Decision at a Conference To-day.

Before replying to the last modified propositions of the adjustment committee of the firemen on the Eastern railroads the managers' committee of the railroads, after a meeting in the New Haven Railroad Building yesterday, decided to have another joint conference with the representatives of the firemen.

The principal points in the amended propositions are a modification of the demand for an extra fireman on every coal burning freight locomotive to a demand for extra men on 2,000 out of 15,000 of the freight engines, and that in case the railroads did not accept the modified demands all questions in dispute be referred to arbitration under the Erdman act.

The joint conference, which was held at the Engineering Societies Building, began at 2:30 P. M. and lasted until well into the evening. The question of how the firemen will be affected by the automatic stokers, which are now used on a number of locomotives west of Pittsburgh and a number of them are in the East, was taken up. When these machines are in use the work of the fireman is very light, it was stated, and he has only to attend to the machinery, without the physical labor which stoking by hand entails. About 150 of these machines the representatives of the roads said are in use on railroads west of Pittsburgh and a number of them are in use in the East on the lines of the New York Central.

President Carter of the Brotherhood of Locomotive Firemen and Engineers, in reply, said that the automatic stokers had many defects and would not be in general use for many years, and in the meantime firemen on the large railroads would be weighed down with great responsibilities in case there were not two firemen on each of the largest engines. It would be safer and there would be better service, he said, if extra firemen were employed on each of the 2,000 largest engines used in the Eastern traffic.

The representatives of the railroads admitted that the automatic stokers were not perfect, but they said that their use had passed the experimental stage and it was only a question of time when they would be in general use in a perfected form.

The conference did not reach the question of arbitration of the demands and was adjourned until 11 A. M. to-day.

## COMING HERE TO FIRE SCHOOL

Cleveland and Cincinnati Men to Take the Course.

Denis P. Cash, Director of Public Safety, Capt. J. J. Conway, Superintendent of the Underwriters Salvage Corps, and George W. Cleveland, manager of the Cincinnati fire prevention bureau, together with H. M. Stillman, secretary to the Director of Public Safety of Cleveland, and C. H. Patton of the Cleveland inspection bureau called on Fire Commissioner Johnson yesterday. They are visiting big cities in search of fire fighting devices worth adopting at home.

The fire college was in session and the Commissioner sent the visitors there to inspect the work.

Deputy Chief Thomas Lally was lecturing on "Fire Fighting in Cold Storage and Oil Plants," with the aid of diagrams.

The visitors were impressed and Mr. Stillman asked Commissioner Johnson if some Cleveland firemen might attend the college. The Commissioner granted the courtesy and Mr. Stillman said that Cleveland would send four officers to take the six weeks course.

Director Cash of Cincinnati thought the college was bound to increase efficiency. He will ask the Cincinnati authorities to send some of their men here.

## SPARKS FROM THE TELEGRAPH.

Fred P. Greenwood has presented a bill to the General Court of Massachusetts prohibiting smoking by women. The bill provides a penalty of \$50 for any person furnishing women with cigarettes.

A young man who said he was J. Ogden Armour, Jr., asked checks in several gambling houses in Chicago. There is no J. Ogden Armour, Jr., and gamblers are out \$5,000.

Planning through the ice in the Detroit River, Andrew Doan, 33, rescued a kitten from drowning. Doan is expected to die from exposure.

The only "12-12-12-12" baby reported in the country is Alfred Russell McCleary. He was born at 12 minutes to 12 on the 12th day of the 12th month of 1912 in Boston.

A pair of knitted wooden gloves reached President Taft, the gift of Mr. Louis Borja, 34 years old, whose home is near Grand Rapids, Mich. The President was touched by the thought of the elderly woman.

Only a seventh of the Panama Canal excavation remained uncompleted December 1. High tension currents of electricity are being used in operating the canal machinery, and perhaps the Panama Railroad is to be electrified that line.

Surgeon B. S. Warren of the Public Health and Marine Service has been sent to West Virginia to investigate amelia, a disease which has been spreading and has been instructed to recommend plans for preventing its spread.

## ROBBERS CRACK SAFE, GET \$12,000, FLEE IN CAR

They Fasten the Doors of Near-  
by Houses and Enter Matti-  
tuck State Bank.

## TELLTALE FINGER PRINTS

Janitor of the Building Sees the  
Auto Vanish, but Other  
People Sleep On.

MATTITUCK, L. I., Dec. 20.—Alexander C. Penny, janitor of the Mattituck State Bank Building, who lives on the Riverhead road about a quarter of a mile outside of this town, went sleepily to his window at 2 o'clock this morning to see an automobile without lights flick past at a breakneck speed and into the darkness toward Riverhead.

In that fleeing car were yegkmen, who had with them some \$12,000 of the Mattituck State Bank's money. They had blown the bank's safe by electricity, they had worked with tools of the most modern make and very carefully had tied together with wires the doorknobs of the homes of those nearest the bank so they could escape in case neighbors heard the muffled explosions.

Penny yawned and went back to bed as the thunder of the car died away and it was not until 7 o'clock when Edgar Cox passed the bank and noticed an open window that Mattituck woke up to what had happened.

Through the window Cox saw the gleams of the acetylene lamp that burns all night by the safe, but he also saw that which sent him running down the quiet street shouting for the watch and bringing the village out in alarm.

The yegkmen apparently had come into town in their automobile soon after midnight. They first visited the stable of George L. Penny and there they stole two heavy horse blankets. Jimmy Myrus, baker next to the bank, the yegks put screw eyes in Myrus's door and rigged up a system of wires that would keep Myrus in his house if he were awakened by the sound of the coming explosion.

Then they went to work on the safe, supposed by bank officials to be burglar proof. After attaching their fulminating cord to a battery they hung the safe with Penny's horse blankets, slipped out of the windows and waited the explosion.

Myrus slept peacefully as the cap went off and the main door of the safe ricocheted across the room. Notes the value of which went into the thousands were torn and marred. The yegks pocketed the cash and clambered into their machine. They traced on the country roads showed that judging from the wheel base it was a large car. No one in Riverhead saw the car come through that town and in all probability the robbers turned off the main road.

In one thing only did the safe blowers err. They left smudgy finger prints all over the bank windows, and these prints are being scrutinized by Inspector Pound at Mattituck Police Headquarters. Sheriff Brush and many deputies were looking for the yegks to-day.

The bank, which had received \$3,500 from New York yesterday, was insured against burglary. The officials said the loss in all probability would be \$12,000. Frank M. Lupton, a New York publisher and brother of John M. Lupton, the bank's president gave the building to the town. It is called Library Hall.

Several post offices and railroad stations at the eastern end of Long Island have been robbed recently and in no instance have the robbers been caught.

## RIGHT TO CRITICISE CLAIMED.

Paper That Published Roosevelt Ap-  
peal Answers Contempt Charge.

HOUSTON, Idaho, Dec. 20.—The defendants in the Capital News "free speech" contempt case to-day filed their answer. Col. Theodore Roosevelt has a conspicuous part in the case because of his criticism of the court's opinion, published in the Capital News, during the recent political campaign.

The Supreme Court rendered a decision by which it held the Roosevelt editors could not be placed on the official ballot, but allowed the State ticket to stand.

The Capital News attacked the decision and conducted a campaign causing Progressives to write in the names of the Roosevelt editors, with the result that the election returns showed 25,000 voters for the News.

The defendants cited for contempt plead not guilty and set forth their right to publish the criticisms. There were six duplicates of Roosevelt's appeal, four editorials and twenty-two news articles.

## INSURANCE PAYS SIFF'S DEBTS.

Executors Collect on Policy and Pay  
Claims Against the Estate.

Judge Holt yesterday dismissed the petitions in bankruptcy filed on September 10 against the Siff & Cohen Company, manufacturers of silk at 17 West 42nd place and at Paterson, N. J., and against the United Silk Manufacturing Company at the same address, which were owned by Nathan Siff, Siff, and his partner, committed suicide on September 9. Judge Holt acted on the application of Kautowitz & Esberg, attorneys for the companies.

The amount due creditors of the above two companies and of Mr. Siff's personal business, as the New York Mill End Kneen Pants Company, was \$286,525 and the assets available for the creditors were \$287,226. Maurice L. Shaine, who was attorney for Mr. Siff, said that \$150,000 of life insurance had been collected, and the executors of the estate had bought up the claims of creditors against the two companies.

## "PLOTS" TO HOLD PATRICK.

Clark Bell Tells Medico-Legal Society of a Secret Fight.

Clark Bell, who was chairman of the select committee of the Medico-Legal Society which urged Gov. Dix to free Albert T. Patrick, reviewed the history of the case at the society's monthly meeting at the Waldorf last night. Mr. Bell said that notwithstanding the immense sums of money were used secretly toward frustrating the efforts of Patrick's friends.

The society adopted resolutions commending Justice Goff, District Attorney Whitman and Assistant District Attorney Moss in connection with the convictions of Becker and the gunmen.

President Thomas D. Crothers and Secretary Clark Bell were reelected.

## 5,000 CHRISTMAS DINNERS.

Salvation Army to Distribute That  
Number in This City in Baskets.

The Salvation Army, under its commander, Miss Booth, is preparing to distribute Christmas dinners to at least 5,000 persons and clothing, toys and fruit to another 5,000 in this country on Christmas Day. In Manhattan the Ninth Regiment Armory on West Fourteenth street will be the centre of distribution at 10 A. M. and the scene of an entertainment, Christmas tree and distribution of toys at 2:30 P. M. At both of these events Miss Booth will preside. The dinners for the Brooklyn beneficiaries will be distributed from the army's industrial home on Raymond street and its hall at 149 Meserole avenue, Greenpoint.

The dinners will be distributed as usual in baskets with sufficient food for five persons in each. Four thousand such baskets will be given out in Manhattan and 1,000 in Brooklyn.

The fund from which the dinner and clothing are collected chiefly from the street corners in the kettles and boxes. Miss Booth estimates that no less than 75,000 persons in the city will contribute toward the Army's Christmas fund.

## LITTLE FALLS MILL HANDS UNDERPAID, SAYS EDITOR

Sanitary Conditions of Their  
Homes Deplorable, John  
A. Fitch Asserts.

John A. Fitch, editor of the *Survey*, who has been inquiring into conditions among the textile strikers at Little Falls, has written to John Williams, State Commissioner of Labor, asking him to investigate and report. Mr. Fitch spent three days in the strike zone and saw many things, he asserts, which should not be.

He said the strike was brought about by the long reducing the working hours for women from sixty a week to fifty-four and the action of one of the mill owners in reducing wages 10 per cent., the same proportion. The mill hands formerly got from \$6 to \$9 a week, he said, and the new schedule is from \$4.40 to \$8.10.

Mr. Fitch wrote: "It would be difficult to find, even in the worst and poorest sections of our largest cities, sanitary conditions more deplorable than in Little Falls. There are ramshackle two story houses in which many families live where congestion is at the maximum. There is one row of houses over a stream. The stream thus becomes an open sewer. During a visit of the factory investigating commission to Little Falls last summer a member of the Board of Health testified that no inspections of factories had been made by that board, and that no inspections of any kind are made excepting on complaint."

Mr. Fitch informed the Commissioner that sixty special policemen and deputy sheriffs patrol the districts where the strikers live in a manner "menacing and evidently designed to intimidate."

He said it was alleged they were brought from outside of Herkimer county in violation of the law. He had been informed that strikers and others, assaulted by the guards, had been unable to get redress from the local authorities.

Mr. Fitch complained that strikers who are arrested are being confined in a jail which has been condemned by the State Prison Commission as "utterly unfit."

## DENIES TRYING TO KILL RIVAL.

Mrs. Harbeson Charged With Attempt  
on Mrs. Renner.

Mrs. Catherine Harbeson of 45 West Thirty-eighth street in the West Side court yesterday denied that she tried to shoot Mrs. Helen Renner, a widow, Charles D. Harbeson, on December 12, and said she was the victim of a plot. Mrs. Harbeson was charged by Mrs. Renner with felonious assault.

Mrs. Harbeson was arrested after a rough and tumble fight at her husband's store with Mrs. Renner. Witnesses of the fight said that Mrs. Harbeson tried to fire a revolver at Mrs. Renner, but that the charge failed to explode. Then the two women scratched and clawed and finally rolled out into the street.

Detective McCormick showed Magistrate O'Connor a revolver and six cartridges. The latter, he said, he had found in Mrs. Harbeson's pocket. The defendant denied the charge and said she did not have any revolver when she went to her husband's store.

Magistrate O'Connor adjourned the hearing until Monday morning at the Morrisania court. He issued subpoenas for two chauffeurs who are said to have found a loaded revolver when the women fought, and held the defendant in \$1,000 bail meanwhile. The bail was furnished.

Mrs. Harbeson is suing her husband for divorce.

## ROCKAWAY HERMIT HOUSED.

Portable Building, With Other Com-  
forts, as Christmas Gift.

Charles Andreas, who the story goes, after being a soldier and adventurer, was disappointed in love more than thirty years ago, turned hermit and lived in a shack amid the sand dunes of Rockaway Beach, has a new home as a Christmas gift.

Andreas lived in his shack in seclusion until by reason of the large numbers of persons visiting the beach he became a picture postal celebrity. Later he was dispossessed and his hut was torn down. Friendly persons wanted to send him to some institution, but he objected to enter a period of wandering he rebuilt part of his shack and lived in it until recently.

Alvin Elser had a portable house carted to the sandy site of the hermit's former shack and turned it over to Andreas. The hermit is now comfortably installed in it. Friends, among them the Federal life savers at the beach, have promised to see that he has food and fuel. He is said to be more than 70 years old.

## Night Riders Shot Up Two Houses.

CORNELIA, Ga., Dec. 20.—Night riders, who have been shooting up unprotected homes and destroying property, early today visited the homes of J. B. Trotter and John Harper near Mount Airy and after riddling the houses with bullets escaped.

WHITE PLAINS, Dec. 20.—A jury in the Supreme Court at White Plains to-day awarded a sum of \$25,000 to Richard P. Phelan against the New York, New Haven and Hartford Railroad Company for the loss of his legs. The plaintiff was employed by the company in coupling cars at New Haven.

## SAYS EVANGELIST MIXED EXTORTION AND PRAYER

District Attorney's Man Tells  
How Davis and Owens  
Got \$5,000.

## EXTORTION IS CHARGED

Mrs. Carroll Says Men Offered  
to Suppress a Scandalous  
Story.

E. J. Owens, who has been spiritual adviser and missionary to many prisoners in the Tombs, went on trial yesterday before Justice Goff charged with attempted extortion. Testimony presented against him by detectives accused him and Alderman Percy L. Davis of the Thirtieth district, who is indicted with Owens but waiting for separate trial, of having secured \$5,000 from Mrs. Eva B. Carroll as the price of not sending a story about her to the papers. Having once secured her check for that amount the two men were yesterday accused of having knelt before her and thanked God for her deliverance "from swindlers and blackmailers who wanted to ruin her reputation."

Mrs. Carroll is a well to do widow, living at 2 Pinehurst avenue. She says that Davis came to her with Owens late last August, when he was running for Congress, and said that he would see to it that a story sworn to by her former servant, Viola Dawson, should be hushed up if she contributed \$5,000 to his campaign expenses.

She told this at the District Attorney's office, and Julius Maher of that office and Detectives Trever and Regan met by appointment in Pabst's Harlem Restaurant on September 4, when Mrs. Carroll dined with Davis and Owens there. Maher testified in court yesterday as to what took place there.

"I met Trever and I sat at the tables away from the other three," said Maher. "Late in the dinner Mrs. Carroll wiped her glasses with her napkin, and we knew that was a signal which meant she was going to take the two men to her apartment to receive the money. We followed the three and got into her apartment before they came. They went into the front room where we could see them."

"Let's get down to business," said Davis. "You get your check book, Mrs. Carroll. I'll write the check for \$5,000 and you sign it."

"The check was made payable to beaver, we heard. It was signed and Davis took it. In the meantime Owens was walking about praying and crying 'Hallelujah! Hallelujah! praise the Lord, praise the Lord!'"

"Then Mrs. Carroll gave Davis three five dollar bills which I had marked. He took them and kissed Mrs. Carroll. After that both of the defendants got down on their knees and said:

"We will protect you from slanderers and blackmailers as long as we live. Praise the Lord, praise the Lord!"

"Davis got up and said that he would mail the affidavit of the Dawson girl which contained the slanderous information about Mrs. Carroll early in the morning. Just before we jumped in and arrested the two men, Davis said:

"Thank these 0 Lords for this opportunity of saving Mrs. Carroll from slander and blackmail. It is done, O Lord. Oh joy, it is done!"

"We found both the check and the money in Davis's clothes."

## MRS. HAIG CHANGED HER MIND.

Rejected Offer, Then Wanted House  
Sold—Broker Loses Fee Suit.

Because Mrs. J. Ogilvy Haig, daughter of the late Mrs. William Astor, changed her mind several times one day when she wanted to sell her house at 374 Fifth avenue at noon and sail for Europe at night a suit of George A. White, a real estate broker, against Douglas Robinson and Charles S. Brown Company, brokers for Mrs. Haig, came before the Appellate Division yesterday.

White sued for \$2,425 commission because he was engaged to find a purchaser for the property at \$485,000 and did so. He said that when he produced the purchasers the defendants refused to consummate the sale because Mrs. Haig wanted \$400,000. The defence was that although Mrs. Haig had agreed to take \$485,000 for the house, she changed her mind on the day she was to sail for Europe. Finally shortly before noon that day she said she would take \$485,000 if she couldn't get more. Her brokers then gave White until 12:15 that day to produce his purchasers and carry out the deal, but White couldn't do so.

White's argument in the lower court, but the Appellate Division held that the purchasers failed to make good their offer within the time allowed and the plaintiff is not entitled to commissions.

## PRISON FOR PERSCH'S PARTNER.

No New Trial for Brewer Katz, Who  
Stole Heinze's Stocks.

Charles Katz, president of the Eastern Brewing Company of Brooklyn, who was the only person convicted in connection with the theft of stocks of F. Augustus Heinze from the Windsor Trust Company in 1909, must serve his term of not more than seven nor less than three years for grand larceny, by a decision of four of the five Justices of the Appellate Division of the Supreme Court yesterday. Justice Laughlin alone voted for a new trial on the ground of incompetent evidence.

Justice Scott, writing the majority opinion, says that Katz was convicted of conspiring with Walter Clark, a curb broker, Donald Persch and John F. Sherwood, cashier of a brokerage firm, to steal Heinze's Davis-Daly and Ohio Copper stock, worth over \$100,000, which was held by the Windsor Trust Company as security for a loan. The chief witnesses against Katz were two of the other conspirators who confessed. The court says their veracity was essentially a question for the jury.

Katz was tried before a special jury. The court said it would hesitate to overturn the verdict of such a jury on a question of veracity.

Clark, Persch, Sherwood and Leonard J. Field, a broker who employed Sherwood, were also indicted, but Clark turned State's evidence. Persch was tried twice and each time the jury disagreed. The indictments against the others were dismissed.

## 3 WIVES AND GIRL ACCUSE HIM.

Police Give Bostic 'Remarkable  
Matrimonial History.'

PHILADELPHIA, Dec. 20.—Three wives and a girl whom he is charged with infatuating faced William Bostic, once a real estate broker of New York, in police court to-day. The girl, who is 17, said that Bostic had taken her to Baltimore and after placing a marriage certificate in her hand and a wedding ring upon her finger had told her that they were man and wife.

When they returned to this city he absented himself so frequently, the girl said, that she sought the wife, from whom he had told her he was divorced. Bostic's arrest followed.

According to the police, Bostic married Myrtle Harris in Camden, N. J., in 1898. They separated but were never divorced. He next married Nellie Black into marriage at "The Little Church Around The Corner" in New York in 1905. The police say that this wife began annulment proceedings, when she found that his first wife was still living, whereupon Bostic married Louise Stroup, with whom he had been living most recently.

## OLEOMARGARINE PLANT RAIDED.

700 Pounds of Bogus Butter Found  
In Factory Near Albany.

ALBANY, Dec. 20.—An oleomargarine factory ten miles from Albany, near Latham's, was raided at 2 o'clock this morning by agents of the State Department of Agriculture and of the Federal Government. In addition to 1,000 pounds of white oleomargarine, more than 700 pounds colored in imitation of butter and packed in one and two pound jars ready for delivery were discovered.

The plant was complete with large mixing vats, paddles and bottles of color. Everything on the premises, including \$300 in cash, was seized by the United States revenue agents. The two men found on the premises, James Upchurch, 40 years old, and William Hickey, a boy, were arrested.

## \$2,155 XMAS GIFT FROM MAYOR.

Philadelphia Executive Pays Labor  
Bill City Council Rejected.

PHILADELPHIA, Dec. 20.—Mayor Rudolph Blankenburg to-day sent a Christmas present of \$2,155.50 in the form of a personal check to Director Cooke of the Department of Public Works with instructions that the money be given to 100 workmen the city of Philadelphia had refused to pay for their labor.

The men were engaged for the recent water saving exhibit here, of which the Council disapproved and they therefore refused to pass an ordinance appropriating money for the payment of the men.

## WANT FITZPATRICK NAMED.

Friends of Erie County Leader Urge  
Him for Public Service Board.

It was ascertained at the Knickerbocker Hotel last night that the Democratic friends of William H. Fitzpatrick of Buffalo, chairman of the Erie county Democratic organization, were pushing him for the appointment of up-State Public Service Commissioner to succeed Curtis L. Douglas. Frederick W. Stevens, also it was made known that Mr. Fitzpatrick will have the hearty endorsement of